

and Survivors of the Shoah Visual History Foundation for their tremendous contributions to the nonprofit organization, Bet Tzedek "House of Justice" Legal Services of Los Angeles.

Bet Tzedek Legal Services is one of the leading poverty law centers in the country. Thousands of indigent, elderly, and disabled individuals benefit each year from the free legal services provided at Bet Tzedek's headquarters in the Fairfax District of Los Angeles, the Valley Rights Project in North Hollywood, and the thirty-two senior centers throughout the Los Angeles area. Bet Tzedek is open to all who pass through its doors and even makes "house calls" to the ill and frail. Its services are vital and they are not otherwise readily available to those who need them.

Eli Broad has been a constant believer in Bet Tzedek's mission to be a place of refuge and assistance to Los Angeles' most needy residents. As one of the most dedicated supporters of Bet Tzedek, his efforts have allowed this generous organization to continue to operate at full capacity while maintaining its promise of services at no cost to its clientele. We owe Eli Broad a debt of gratitude for his vision, his devotion, and his support of this most worthy cause.

Another devoted supporter of Bet Tzedek is the Survivors of the Shoah Visual History Foundation. This Foundation effectively teaches racial, ethnic and cultural tolerance through sharing the videotaped accounts of the Holocaust from survivors all over the world. The Foundation has been an important and committed friend to Bet Tzedek over the years.

I am delighted to bring Mr. Broad's and the Shoah Foundation's tireless and selfless work on behalf of Bet Tzedek Legal Services to the attention of my colleagues and ask you to join me in saluting them for their many important contributions.

IN HONOR OF THE DALE CITY
CIVIC ASSOCIATION CITIZEN OF
THE YEAR AWARDS

HON. THOMAS M. DAVIS

OF VIRGINIA

IN THE HOUSE OF REPRESENTATIVES

Wednesday, January 28, 1998

Mr. DAVIS of Virginia. Mr. Speaker, I rise today to recognize a group of outstanding citizens from Dale City in Prince William County in the 11th Congressional District of Virginia. These outstanding individuals have been selected by the Dale City Civic Association in recognition of their many achievements and their dedication to serving their community. These award-winners are people who have gone above and beyond the call of duty on a daily basis. They are members of the Dale City community who gave of their time in order to serve others and encourage others to be leaders. These citizens will be recognized on January 31, 1998 by the Dale City Civic Association, one of the largest, most active and accomplished Citizens Associations in the Commonwealth of Virginia. I would like to offer my congratulations to these award recipients.

The Dale City Civic Awards Association was created over thirty years ago. Since that time, it has grown into a strong organization that has encouraged its members to volunteer their time and efforts to make their neighborhood a

better place to live and work. The Association has an outstanding record of service to the community. Their work includes awarding a number of scholarships to college-bound students from Dale City, as well as monitoring development in the region and serving as a sounding board for citizens and businesses.***HD***Citizen of the Year

Kenneth Glufing. Chief Glufing has served the Dale City community in nearly every facet. He has been a volunteer firefighter for nineteen years and has been the Chief of the Dale City Volunteer Fire Department since 1988. He has lead the fire department through a period of tremendous growth in the community, as they had to redesign how they could best serve the needs of the many new residents in the area. In addition, he has served as a Dale City Civic Association Councilman from Evansdale. Chief Glufing has never received any monetary compensation for the many hours he has spent serving the community. During his tenure as the Chief of the Volunteer Fire Department, he continues to work countless evenings and weekends overseeing the operations of three fire stations, while maintaining a successful business and spending quality time with his wife and children. Kenneth Glufing exemplifies good citizenship and community leadership.***HD***Young Citizen of the Year

Tashia Bunch. Miss Bunch is an extraordinary young citizen who has already become a strong role model to her peers. Tashia is currently a student at Garfield High School. At Garfield, Tashia formed a civic group named DREAMS which is a student group dedicated to the community and students. The goal of the group is to involve students in their respective communities. In addition, many of the teachers at Garfield have noticed Tashia's unique ability to bridge the gap that often exists between students and adults. She is able to accurately convey the concerns of her fellow students to administrators. Tashia is an invaluable part of the Garfield community, and demonstrates that our next generation is caring, selfless and dedicated.***HD***Community Service Award

Corrine Potvin. Mrs. Potvin is a volunteer who works with the elderly, local service organizations, and the less-fortunate. She gives her time tirelessly to Dale City's senior citizens, organizing monthly bus trips. Additionally, Corrine serves on the Board of Directors of the Prince William Boys and Girl Club. She has directed fundraisers for this organization including their annual car raffle at the Potomac Mills Shopping Center. Her fundraising efforts do not stop there. She also assists the Dale City Volunteer Fire Department in running bingo, and assisting with projects that involve needy families in the area.***HD***The Kathy Feeney Nurse of the Year

Jeanette Finch. Mrs. Finch has served the Dale City Community at Potomac Hospital since 1981. She is clearly dedicated to administering excellent quality care to her patients. In particular, Mrs. Finch has worked diligently to provide assistance to the Medical Oncology staff at Potomac Hospital. Since 1992, she has served as the facilitator for the Potomac Hospital General Support Group which meets twice a month with patients, and their families and friends to assist them in living with cancer. She also has worked to raise money for the American Cancer Society during their annual Relay for Life Walk. The patients and

community at Potomac Hospital have truly benefited from her work.***HD***Police Officer of the Year

Sergeant William Cox. Sergeant Cox has served the citizens of Prince William County for over seventeen years. In addition to serving his community on a daily basis as a police officer, Sergeant Cox has given his time towards assuring the safety of the children in Dale City. He serves on the Prince William County Safe Kids Coalition Committee. Sergeant Cox also works on several other Committees within the Prince William Police Department to highlight the Department services to the community. He is an individual who recognizes that a function of good law enforcement is community participation.***HD***Deputy Sheriff of the Year

Ricki Booth. Master Deputy Booth is an individual who cares deeply about the people he serves. In 1997, Deputy Booth responded to a 911 call in which he found an elderly woman who was being neglected by her husband. He did not forget this woman after handling the preliminary call, but he worked to secure her a safe place in the Woodbridge Nursing Home where she could receive the necessary care. Deputy Booth has demonstrated an unprecedented level of dedication to public service.***HD***Firefighter of the Year

Captain Todd Zavash. Since 1989 Captain Zavash has volunteered for the Dale City Fire Department where he has demonstrated an excellent ability to coordinate Fire and Rescue Services to ensure quick intervention in emergencies. He has been instrumental in the personal and professional growth of over eighty firefighters whom he has supervised at two Battalions. His leadership has allowed the residents of Dale City to know that firefighting personnel are ready to respond to all calls for assistance. Captain Zavash is recognized by his peers as an individual who is always willing to lend a helping hand or a sympathetic ear.***HD***Emergency Medical Technician of the Year

Sergeant Linda Wortham. Sergeant Wortham has only been with the Dale City Volunteer Fire Department since 1995, but she has made a tremendous impact on the Department since her orientation. She has risen to the rank of Sergeant in record time. Sergeant Wortham now serves as a lead E.M.S. provider on her ambulance/medic unit. In addition, she serves as an administrative assistant to the Rescue Chief. Sergeant Wortham has become involved in nearly every aspect of the Department. She serves on the E.M.S. Advisory Committee, coordinates patient care reports, and has been instrumental in developing the In-House Battalion Training Outline. She is truly a remarkable person who has made Dale City a better place to live.***HD***Elementary School Teacher of the Year

Karyl Garn. Mrs. Garn is the school librarian for Kerrydale Elementary School. She has volunteered to work with students in Kerrydale's mentoring program, Big P.L.U.S./Little P.L.U.S., including working with one student who had difficulty believing in her reading and writing skills. This year, Mrs. Garn developed a program for gifted first-graders. She teaches lessons in conducting research to a group of sixteen children. She has also strived to communicate with the parents at Kerrydale. She coordinates the annual Bookfair and is a co-

sponsor of Family Reading Night. Mrs. Garn is the kind of teacher who helps parents, teachers, and students to grow, and encourage young children to succeed.***HD***Middle School Teacher of the Year

Bonnie Little. Mrs. Little is a seventh grade teacher of language arts at Stuart M. Beville Middle School. At Beville, she is involved in many extra-curricular activities, including serving as the co-sponsor of the National Junior Honor Society (NJHS). Mrs. Little has expanded the mission of NJHS to encourage students to work in their community and help those less-fortunate. She is also a leader to the faculty at Beville and has developed the Beville Stars to recognize and reward the dedication of her fellow teachers on a monthly basis. She brings tremendous caring and dedication to her work, and inspires others to do the same.***HD***High School Teacher of the Year

Anne Rude. Mrs. Rude is a teacher at C.D. Hylton Senior High School. She has encouraged faculty and administrators to become computer-literate, training several staff members in operating an electronic grade book. Her work in this area has enabled the staff at Hylton to do a better job of tracking student progress. Additionally, she volunteers her time to assist foreign language students in programs for international travel. Mrs. Rude is an individual who is able to unlock each student's desire and motivation to learn.

Mr. Speaker, I know my colleagues will join me in congratulating these outstanding citizens for their tireless efforts to make Dale City, Virginia a better place to live. Through the untiring and selfless efforts of citizens like these, many others across the country are inspired to do likewise. Not only Dale City, but America is enriched by their accomplishments and dedication.

PRIVATE RELIEF LEGISLATION FOR BORIS KORCZAK

HON. JAMES A. TRAFICANT

OF OHIO

IN THE HOUSE OF REPRESENTATIVES

Wednesday, January 28, 1998

Mr. TRAFICANT. Mr. Speaker, today I am introducing private legislation to recognize and compensate Mr. Boris Korczak for the intelligence gathering services he so courageously rendered on behalf of the United States during the height of the Cold War. I introduce this legislation only after working, unsuccessfully over the past two years, to get the Central Intelligence Agency to provide just compensation to Mr. Korczak. Mr. Korczak, currently residing in Fairfax Virginia, has exhausted all of the legal remedies available to him.

Mr. Korczak is a native of Poland who escaped communist persecution in that country in 1964, resettling in Denmark. In 1973, while living in Copenhagen, Denmark, he was recruited by the Central Intelligence Agency to provide intelligence information to the CIA on Soviet intelligence operatives. Mr. Korczak owned and operated a electronics store, and in that capacity, he had come into contact with Soviet intelligence operatives interested in purchasing electronic equipment from the West.

From 1973 to 1980, Mr. Korczak provided a wealth of intelligence information to the CIA. During that time the CIA paid Mr. Korczak for

the expenses he incurred. For more than seven years Mr. Korczak put his life on the line to gather intelligence for the U.S. The CIA has admitted to me and other Members of Congress that Mr. Korczak was in fact a CIA asset during the time in question, and that for seven years the CIA paid Mr. Korczak for expenses. Mr. Korczak claims that his CIA handlers promised him that, once his service to the CIA was completed, the CIA would resettle Mr. Korczak and his family in the United States, provide Mr. Korczak with an annual annuity, cover all of his health and education costs. These promises were detailed in a contract that Mr. Korczak signed in the presence of his CIA case officer. As noted earlier, the CIA admits to paying Mr. Korczak's expenses for seven years, but denies that it had any other arrangements or contract with Mr. Korczak.

In late 1979, Mr. Korczak's cover as a CIA asset was blown. After several life threatening incidents involving Soviet intelligence, Mr. Korczak fled to the U.S. in early 1980. Initially, Mr. Korczak received assistance from his former CIA case officer. However, after several months, the CIA made it clear to Mr. Korczak that it was not going to provide any additional compensation to him.

Mr. Korczak resettled his family in the U.S. and did his best to start a new life. He did make several attempts to contact the CIA and get the compensation that was promised to him by his case officers. All of these attempts were unsuccessful.

In 1981, while shopping at a supermarket in Vienna, Virginia, Mr. Korczak seriously injured when a small pellet was fired into his back. Mr. Korczak became seriously ill and was hospitalized. After several months Mr. Korczak's condition improved. Mr. Korczak never ascertained who shot him with the pellet.

Upon learning in 1996 of the federal government's intention to provide compensation to the survivors and family members of South Vietnamese commandos captured during the Vietnam War, Mr. Korczak retained counsel and attempted, once again, to get the compensation promised to him by the CIA. Later that year, after being rebuffed by the CIA, Mr. Korczak filed suit against the CIA.

Mr. Korczak's suit against the CIA was dismissed by the federal court after the federal government invoked the "Totten Doctrine." This doctrine is based on the 1876 Supreme Court cast of *Totten v. United States*. The case involved the estate of an individual who performed secret services for President Lincoln during the Civil War. The court dismissed the plaintiff's postwar suit for breach of contract, stating, in part:

The service stipulated by the contract was a secret service; the information sought was to be obtained clandestinely, and was to be communicated privately; the employment and the service were to be equally concealed. Both employer and agent must have understood that the lips of the other were to be forever sealed respecting the relation of either to the matter . . . It may be stated as a general principle, that public policy forbids the maintenance of any suit in a court of justice, the trial of which would inevitably lead to the disclosure of matters which the law itself regards as confidential, and respecting which it will not allow the confidence to be violated.

Essentially, the Totten Doctrine bars any individual who provided intelligence services to

the United States from filing a breach of contract suit—no matter how legitimate the claim. Mr. Korczak fell victim to the Totten Doctrine when he filed his suit in 1996. A federal claims court, in response to the federal government's motion to dismiss Mr. Korczak's claim, granted the government's motion, citing *Totten v. the United States*. Subsequent to that ruling, a federal appeals court again dismissed Mr. Korczak's suit, also citing the Totten Doctrine. It is interesting to note that in dismissing his suit, the federal courts never once ruled or commented on the legitimacy of Mr. Korczak's claim. They simply agreed with the federal government's claim that the Totten Doctrine should be invoked.

I believe that Mr. Korczak should have his day in court. Because of the Totten Doctrine, that will not happen. I have introduced legislation, H.R. 691, to establish a sensible process under which cases like Mr. Korczak can be objectively adjudicated based on merit without compromising national security. However, the fate of that legislation is uncertain. Mr. Korczak has exhausted all of his legal remedies. His only recourse is passage of a private relief bill.

The CIA has admitted to me and other Members that he provided intelligence gathering services to the U.S. for more than seven years. Obviously, the CIA valued his services or they would not have covered his expenses. In his own small way, Mr. Korczak contributed to the United States historic victory in the Cold War. Whether or not Mr. Korczak had an officially sanctioned agreement with the CIA to provide him with additional compensation (above and beyond his expenses) is immaterial at this point. The fact is, Mr. Korczak served this nation bravely for seven years. He did so at great personal risk to himself and his family. He deserves the official thanks of this country and some modest compensation.

The legislation I am introducing today officially recognizes Mr. Korczak for his service to the U.S. and provides for a one-time payment of \$225,000 to Mr. Korczak. This bill is long overdue and richly deserved. Given Mr. Korczak's unique legal situation, and the nature of the service he provided to this country, it is imperative that Congress act on this measure.

I urge all of my colleagues to support this legislation. It would send a powerful message to the world that the United States does not forget those who risk their life in the name of freedom and democracy.***HR***H.R.—

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. FINDINGS.

Congress finds the following:

(1) Boris Korczak is a resident alien of the United States currently residing at 10392 Willa Mae Court, Fairfax, Virginia.

(2) From 1973 to 1980, while living in Copenhagen, Denmark, Boris Korczak collected intelligence information for the United States Government.

(3) Boris Korczak volunteered his services to the United States, and during the time that he gathered intelligence for the Central Intelligence Agency he was compensated only for his expenses.

(4) Boris Korczak provided valuable intelligence information and services to the United States.

(5) Boris Korczak provided such services at great personal risk to himself and his family.